

# DAILY DIGEST

Vol. 19, No. 146  
August 1,2000

\*\*Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

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## NEWS RELEASES

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MARY BETH RICHARDS, NAMED DEPUTY CHIEF, COMMON CARRIER BUREAU. CCB. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/News\\_Releases/2000/nrcc0039.doc](https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/2000/nrcc0039.doc)

FCC PROPOSES FORFEITURE AGAINST US NOTARY FOR VIOLATING THE TCPA REGARDING UNSOLICITED FAXES. The FCC announced its proposed \$90,000 forfeiture against US Notary, Inc. for apparently violating the Telephone Consumer Protection Act (TCPA) and the Commission's implementing rules by faxing unsolicited advertisements to consumers. US Notary has 30 days either to pay the forfeiture or show why it should be reduced or not imposed. By Notice of Apparent Liability for Forfeiture. Action by: the Commission. Adopted: July 27, 2000. (FCC No. 00-275) News Media Contact: John Winston (202) 418-7450. ENF Contact: Yanic Thomas at (202) 418-7440. Internet URL: [https://www.fcc.gov/Bureaus/Enforcement/News\\_Releases/2000/nren0015.doc](https://www.fcc.gov/Bureaus/Enforcement/News_Releases/2000/nren0015.doc)

FEDERAL COMMUNICATIONS COMMISSION PROPOSES FINE AGAINST AMERICA'S TELE-NETWORK CORPORATION FOR FAILURE TO MAKE REQUIRED UNIVERSAL SERVICE CONTRIBUTIONS. Notified America's Tele-Network Corporation that is apparently liable for a forfeiture of \$154,000. By Notice of Apparent Liability for Forfeiture. Action by: the Commission. Adopted: July 27, 2000. (FCC No. 00-276) News Media Contact: John Winston (202) 418-7450. ENF Contact: James Shook at (202) 418-1420. Internet URL: [https://www.fcc.gov/Bureaus/Enforcement/News\\_Releases/2000/nren0014.doc](https://www.fcc.gov/Bureaus/Enforcement/News_Releases/2000/nren0014.doc)

ASSESSMENT AND COLLECTION OF REGULATORY FEES FOR FISCAL YEAR 2000 PUBLIC NOTICES. The FCC has revised its Schedule of Regulatory Fees in order to collect the amount of \$185,754,000, which pursuant to section 9(b)(2) of the Communications Act, as amended, Congress has required the Commission to collect for Fiscal Year 2000. OMD. Internet URL: [https://www.fcc.gov/Bureaus/OMD/News\\_Releases/nrmd0001.doc](https://www.fcc.gov/Bureaus/OMD/News_Releases/nrmd0001.doc)

FCC PROMOTES DEVELOPMENT OF WIRELESS BROADBAND SERVICES ADOPTS RULES FOR A FUTURE AUCTION OF 24 GHZ FIXED WIRELESS LICENSES. The FCC has adopted service and auction rules for licensing of the 24.25-24.45 GHz and 25.05-25.25 GHz (24 GHz) spectrum band. 24 GHz licenses can be used for a variety of fixed wireless services including broadband services. by R&O. Action by: the Commission. Adopted: July 25, 2000. (FCC No. 00-272) News Media Contact: Meribeth McCarrick (202) 418-0654. WTB Contact: Cathy Fox at (202) 418-0680, email: cafox@fcc.gov, TTY: (202) 418-7233. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/News\\_Releases/2000/nrw10024.doc](https://www.fcc.gov/Bureaus/Wireless/News_Releases/2000/nrw10024.doc)

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## PUBLIC NOTICES

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Released: August 1, 2000. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG. Public Reference Log: 07/31/2000. Contact: Public Reference Center: (202) 418-0270. Internet URL:

[https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/Tariffs/combined/tt073100.pdf](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Tariffs/combined/tt073100.pdf)

Released: August 1, 2000. COMMON CARRIER BUREAU RELEASES LIST OF CARRIERS FILING RURAL CERTIFICATION LETTERS AND NOTIFICATIONS OF CHANGES IN STATUS. (DA No. 00-1705). Dkt No.: CC-96-45. Contact: Accounting Policy Division: Katie King at (202) 418-7400, TTY: (202) 418-0484. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/2000/da001705.doc](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/2000/da001705.doc)

Released: August 1, 2000. COMMON CARRIER BUREAU ANNOUNCES RELEASE OF SEPTEMBER VERSION OF TELECOMMUNICATIONS REPORTING WORKSHEET (FCC FORM 499-S) FOR CONTRIBUTIONS TO THE UNIVERSAL SERVICE SUPPORT MECHANISMS. (DA No. 00-1735). Dkt No.: CC-98-171. Contact: Industry Analysis Division: Suzanne McCrary, Jim Lande or Scott Bergmann at (202) 418-0940. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/2000/da001735.doc](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/2000/da001735.doc)

Released: August 1, 2000. COMMENTS INVITED ON INTERPATH COMMUNICATIONS, INC.'S APPLICATION TO DISCONTINUE PROVIDING DOMESTIC SERVICES TO ITS NORTH CAROLINA CUSTOMER BASE. NSD File No. W-P-D-466, Section 214 Application, Applicant: Interpath Communications, Inc., Comments in objections to this application must be filed with the Commission by August 22, 2000. (DA No. 00-1712). Contact: Network Services Division: Al McCloud at (202) 418-2499, email: amccloud@fcc.gov, or Marty Schwimmer at (202) 418-2320, email: mschimm@fcc.gov, TTY: (202) 418-0484. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/2000/da001712.doc](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/2000/da001712.doc)

Released: August 1, 2000. PANTELLOS I INC., ET AL, SEEK COMMISSION DETERMINATION OF "EXEMPT TELECOMMUNICATIONS COMPANY" STATUS UNDER THE PUBLIC UTILITY HOLDING COMPANY ACT. Pantellos I - NSD File No. ETC 00-25, Pantellos I - NSD File No. ETC 00-26, Pantellos I - NSD File No. ETC 00-27, Comments Due: August 15, 2000, Reply Comments Due: August 22, 2000. (DA No. 00-1713). Contact: Network Services Division: Al McCloud at (202) 418-2499, email: amccloud@fcc.gov, or Marty Schwimmer at (202) 418-2320, email: mschwimm@fcc.gov, TTY: (202) 418-0484. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/2000/da001713.doc](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/2000/da001713.doc)

Released: August 1, 2000. MAINECOM SERVICES, NEW ENGLAND INVESTMENT CORPORATION, NEW ENGLAND BUSINESS TRUST, AND NEW ENGLAND SECURITY CORPORATION SEEK COMMISSION DETERMINATION OF "EXEMPT TELECOMMUNICATIONS COMPANY" STATUS UNDER THE PUBLIC UTILITY HOLDING COMPANY ACT. MaineCom Services, NSD File No. ETC 00-28, New England Investment Corporation NSD File No. ETC 00-29, New England Business Trust NSD File No. ETC 00-30, New England Security Corporation NSD File No. ETC 00-31, Pleading Cycle Established, Comments Due: August 22, 2000, Reply Comments Due: August 29, 2000. (DA No. 00-1714). Contact: Network Services Division: Al McCloud at (202) 418-2499, email: amccloud@fcc.gov, Marty Schwimmer at (202) 418-2320, email: mschwimm@fcc.gov, TTY: (202) 418-0484. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/2000/da001714.doc](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/2000/da001714.doc)

Released: August 1, 2000. ERRATUM - THE ORDER ENTITLED IN THE MATTER OF AT&T CORPORATION (AT&T) PETITION FOR MODIFICATION OF THE ACCOUNTING RATES FOR SWITCHED VOICE SERVICE WITH OMAN, RELEASE JULY 20, 2000, HAD AN INCORRECT DA NUMBER (DA 00-1587). THE CORRECT DA 00-1586.

Report No: 44788. Released: August 1, 2000. BROADCAST ACTIONS. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Actions/ac000801.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac000801.txt)

Report No: 24788. Released: August 1, 2000. BROADCAST APPLICATIONS. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Applications/ap000801.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap000801.txt)

Report No: 210. Released: August 1, 2000. INSTRUCTIONAL TV FIXED SERVICE ACTIONS. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/ITFS\\_Notices/vxac0801.pdf](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/ITFS_Notices/vxac0801.pdf)

Report No: 120. Released: August 1, 2000. MASS MEDIA BUREAU MULTIPOINT DISTRIBUTION SERVICE APPLICATIONS ACCEPTED FOR FILING. Internet URL:

<https://www.fcc.gov/Bureaus/Mass Media/Public Notices/MDS Notices/mdaa0801.pdf>

Report No: 2104. Released: August 1, 2000. WIRELESS TELECOMMUNICATIONS BUREAU WEEKLY RECEIPTS AND DISPOSALS.

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## TEXTS

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MR. STANLEY SIGMAN/GROUP PRESIDENT - SBC NATIONAL OPERATIONS - SBC COMMUNICATIONS, INC. Proposed changes to SBC's Carrier-to-Carrier Performance Plan. By Letter. Action by Deputy Chief, Common Carrier Bureau. Adopted: July 31, 2000. by Letter. (DA No. 00-1594). CCB Internet URL: <https://www.fcc.gov/Bureaus/Common Carrier/Orders/2000/da001594.doc>

IN THE MATTER OF 1998 BIENNIAL REGULATORY REVIEW -- STREAMLINED CONTRIBUTOR REPORTING REQUIREMENTS ASSOCIATED WITH ADMINISTRATION OF TELECOMMUNICATIONS RELAY SERVICES, NORTH AMERICAN NUMBERING PLAN, LOCAL NUMBER PORTABILITY, AND UNIVERSAL SERVICE SUPPORT. MECHANISM. Adopted proceeding to promote the efficient administration of the federal support and cost recovery mechanisms for telecommunications relay services, numbering administration, local number portability, and universal service support. Concluded that the actions taken here will provide the least burdensome process for contributors to comply with the Commission's reporting requirements and will reduce costs borne by the telecommunications industry overall. Dkt No.: CC-98-171. Action by Deputy Chief, Common Carrier Bureau. Adopted: July 31, 2000. by Order. (DA No. 00-1736). CCB Internet URL: <https://www.fcc.gov/Bureaus/Common Carrier/Orders/2000/da001736.doc>

COMSAT LCI HOLDINGS, INC. Approved refund plan to the extent indicated herein for Paradise, PA. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: July 28, 2000. by Order. (DA No. 00-1704). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/2000/da001704.doc>

COMCAST LCI HOLDINGS, INC. Approved refund plans for Spring City, PA. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: July 28, 2000. by Order. (DA No. 00-1703). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/2000/da001703.doc>

RIFKIN/NARRAGANSETT SOUTH FLORIDA CABLE D/B/A GOLD COAST CABLE. Denied complaints filed against the rates charged for cable programming services tier in Miami Beach; Bay Harbor Islands; North Bay Village; Surfside; Bal Harbour; Golden Beach; and Dade, FL. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: July 28, 2000. by Order. (DA No. 00-1702). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/2000/da001702.doc>

IN THE MATTER OF ANNUAL ASSESSMENT OF THE STATUS OF COMPETITION IN MARKET FOR THE DELIVERY OF VIDEO PROGRAMMING. Issued Notice of Inquiry to assist in gathering data and information on the status of competition in markets for delivery of video programming for seventh annual report to Congress. By Notice of Inquiry Comments Due: September 8, 2000, Reply Comments Due: September 29, 2000. By Notice of Inquiry. Dkt No.: CS-00-132. Action by the Commission. Adopted: July 25, 2000. by Notice of Inquiry. (FCC No. 00-270). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Notices/2000/fcc00270.doc>

US NOTARY, INC. Determined that US Notary apparently violated section 227 of the Act and the Commission's rules and orders by using a telephone facsimile machine, computer, or other device to send unsolicited advertisements. Further determined that US Notary is apparently liable for forfeiture in the amount of \$90,000

By Notice of Apparent Liability for Forfeiture. Action by the Commission. Adopted: July 27, 2000. by NAL. (FCC No. 00-275). ENF Internet URL: <https://www.fcc.gov/Bureaus/Enforcement/Orders/2000/fcc00275.doc>

GTE SERVICE CORPORATION. The Commission and GTE have negotiated the terms of a Consent Decree by which GTE will make a voluntatry contribution of \$2.7 million to USTreasury. Action by the Commission. Adopted: July 31, 2000. by Order. (FCC No. 00-281). ENF Internet URL: <https://www.fcc.gov/Bureaus/Enforcement/Orders/2000/fcc00281.doc>

QUEEN OF PEACE RADIO, INC. Granted the application for review filed May 16, 2000, by Queen of Peace Radio, Inc. and canceled forfeiture. Action by the Commission. Adopted: July 28, 2000. by MO&O. (FCC No. 00-278). ENF Internet URL: <https://www.fcc.gov/Bureaus/Enforcement/Orders/2000/fcc00278.doc>

AMERICA'S TELE-NETWORK CORPORATION. Found America's Tele-Network Corporation apparently liable for a forfeiture in the amount of \$154,000 for violating section 254(d) of the Communications Act of 1934, as amended, and section 54.706 of the Commission's rules by willfully and repeatedly failing to contribute to universal service support programs. By Notice of Apparent Liability for Forfeiture. Action by the Commission. Adopted: July 27, 2000. by NAL. (FCC No. 00-276). ENF Internet URL: <https://www.fcc.gov/Bureaus/Enforcement/Orders/2000/fcc00276.doc>

BAY BROADCASTING CORPORATION/NEW NORTHWEST BROADCASTERS II, INC. Dismissed as anuntimely request for reconsideration a July 14, 2000, letter (received July 15, 2000) from Robert King, pursuant to section 405(a) of the Communications Act of 1934, as amended of the Commission's rules. Action by Chief, Enforcement Bureau. Adopted: July 28, 2000. by MO&O. (DA No. 00-1701). ENF

FCC, GTE ENTER INTO CONSENT DECREE IMPROVING COMPLIANCE WITH LOCAL COMPETITION RULES, GTE AGREES TO PAY \$2.7 MILLION. The FCC announced that GTE Service Corporation will make a voluntary payment of \$2.7 million to the United States Treasury in connection with an investigation of whether GTE violated the FCC's requirement to provide "cageless" collocation of its competitors' equipment. Action by the Commission. Adopted: July 31, 2000. by Order. (FCC No. 00-281). ENF Contact: Suzanne Tetreault at (202) 418-7450, Trent Harkrader at (202) 418-2955. Internet URL: <https://www.fcc.gov/Bureaus/Enforcement/Orders/2000/fc00281a.doc>

COMAV, LLC. Denied the Petition filed by COMAV on May 13, 1996. Action by Deputy Chief, Commercial Wireless Division, Wireless Telecommunications Bureau. Adopted: July 31, 2000. by MO&O. (DA No. 00-1711). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/2000/da001711.doc>

CONNEX FREIGHT. Granted the Petition for Reconsideration and Rescinded the authorization of Connex Freight to operate Station WPKX960. By Order on Reconsideration. Action by Chief, Private Safety and Private Wireless Division, Wireless Telecommunications Bureau. Adopted: July 28, 2000. by Order on Recon. (DA No. 00-1709). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/2000/da001709.doc>

IN THE MATTER OF AMENDMENTS OF PARTS 1, 2, 87 AND 101 OF THE COMMISSION'S RULES TO LICENSE FIXED SERVICES AT 24 GHZ. Adopted service rules for licensing the 24-25-24.45 GHz and 25.05-25.25 GHz bands to establish a flexible regulatory licensing framework, and enhance opportunities to provide a broadband wireless service, foster effective competition, and further efforts for consistent rule application regarding broadband wireless services. Dkt No.: WT-99-327. Action by the Commission. Adopted: July 25, 2000. by R&O. (FCC No. 00-272). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/2000/fcc00272.doc>

IN THE MATTER OF THE DEVELOPMENT OF OPERATIONAL, TECHNICAL AND SPECTRUM REQUIREMENTS FOR MEETING FEDERAL, STATE AND LOCAL PUBLIC SAFETY AGENCY COMMUNICATION REQUIREMENTS THROUGH THE YEAR 2010/ESTABLISHMENT OF RULES AND REQUIREMENTS FOR PRIORITY ACCESS. SERVICE. Granted in part and denied in part petitions for reconsideration and/or clarification of First R&O in this proceeding. Dkt No.: WT-96-86. Action by the

Commission. by 2nd MO&O. (FCC No. 00-264). WTB Internet URL:

<https://www.fcc.gov/Bureaus/Wireless/Orders/2000/fcc00264.doc>

**ADDENDA: The following items, released July 31, 2000, did not appear in Digest No. 145:**

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**PUBLIC NOTICES**

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Released: July 31, 2000. AUCTION OF LICENSES FOR THE 747-762 AND 777-792 MHZ BANDS POSTPONED UNTIL MARCH 6, 2001. Report No. AUC-00-31-I (Auction No. 31). (FCC No. 00-282). Dkt No.: WT-99-168. Contact: Auctions Legal Branch: Howard Davenport at (202) 418-0660, Auctions Operations: Lisa Stover at (717) 338-2804. Internet URL:

[https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/2000/fcc00282.html](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/2000/fcc00282.html)

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**TEXTS**

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NUMBERING RESOURCE OPTIMIZATION. Stayed the effectiveness of the new reporting requirements until September 15, 2000. Also extended the deadline for compliance with the 45-day limit for reserved numbers to December 31, 2000. Pending petitions on these issues are granted to the extent indicated. Dkt No.: CC-99-200. Action by the Commission. Adopted: July 31, 2000. by Order. (FCC No. 00-280). CCB Internet URL:

[https://www.fcc.gov/Bureaus/Common\\_Carrier/Orders/2000/fcc00280.doc](https://www.fcc.gov/Bureaus/Common_Carrier/Orders/2000/fcc00280.doc)

**ADDENDA: The following items, released July 28, 2000, did not appear in Digest No. 144:**

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**PUBLIC NOTICES**

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Released: July 28, 2000. FCC ANNOUNCES RELEASE OF VERSION OF LOCAL COMPETITION AND BROADBAND REPORTING FORM (FCC FORM 477) FOR SEPTEMBER 1, 2000 FILING. (DA No. 00-1669). Contact: Industry Analysis Division: Suzanne McCrary or James Zolniersek at (202) 418-0940. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/2000/da001669.doc](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/2000/da001669.doc)

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